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IN THE UNITED STATES PATENT AND
TRADEMARK OFFICE

Serial Number: 10/081,955
Filed: February 20, 2002
Applicants: George E. Seidel, Lisa Herickhoff, John Schenk
Title: Multiple Sexed Embryo Production System for Mammals Using
Low Numbers of Spermatozoa
TC/A.U: 1634
Examiner: Carla J. Meyers

Assignee: XY, Inc. and Colorado State University through its agent Colorado
State University Research Foundation
Attorney Docket: XY-Super-Cont2

Customer No. 33549

TERMINAL DISCLAIMER UNDER 37 C.F.R. § 1.321(c)

Assignees, XY, Inc. and Colorado State University Research Foundation, are the owners of 100 percent interest in the instant application. Assignees hereby disclaim, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. §§ 154-156 and § 173, as presently shortened by any terminal disclaimer or as may be shortened by any terminal disclaimer filed prior to the grant of a patent, of any of prior patents U.S. Patent No. 6,071,689, U.S. Patent No. 6,524,860, and U.S. Patent No. 6,372,422, and of any patent granted on pending reference Application No. 09/582,809, filed on June 30, 2000. Assignees hereby agree that any patent so granted on the instant application shall be enforceable only for and during such period that it, the prior patents, and any patent granted on the reference application are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

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For submissions on behalf of an organization (e.g. corporation, partnership, university, government agency, etc.), the undersigned (whose title is supplied below) is empowered to act on behalf of the organization.

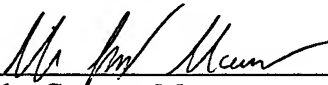
I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Funds in the amount of \$130.00 are enclosed in accordance with 37 C.F.R. § 1.20(d).

Dated this 13 day of December, 2005.

Respectfully Submitted,
SANTANGELO LAW OFFICES, P.C.

By:



Misha Gregory Macaw
ATTORNEY OF RECORD FOR APPLICANT
PTO No. 55,417
125 South Howes, Third Floor
Fort Collins, Colorado 80521
(970) 224-3100